



# MDE Recommends

## ENROLLMENT- PROOF OF IDENTITY AND AGE

The section of the *Revised School Code* that addresses this issue is contained in the Michigan Compiled Laws under MCL 380.1135.

### ***Identity and Age***

Michigan law requires a person enrolling a student in school provide the local or intermediate school district with a certified copy of the student's birth certificate or other reliable proof of the student's identity and age. The pertinent part of the law states the following:

- (1) *Upon enrollment of a student for the first time in a local or intermediate school district, the district shall notify in writing the person enrolling the student that within 30 days he or she shall provide to the local or intermediate school district either of the following:
  - (a) A certified copy of the student's birth certificate.
  - (b) Other reliable proof, as determined by the school district, of the student's identity and age, and an affidavit explaining the inability to produce a copy of the birth certificate.*
- (2) *If a person enrolling a student fails to comply with subsection (1), the local or intermediate school district shall notify the person enrolling the student in writing that, unless he or she complies within 30 days after the notification, the case shall be referred to the local law enforcement agency for investigation. If the person enrolling the student fails to comply within that 30-day period, the local or intermediate school district shall notify the local law enforcement agency.*
- (3) *The local or intermediate school district shall immediately report to the local law enforcement agency any affidavit received pursuant to this section that appears inaccurate or suspicious in form or content*

### ***Examples of Other Reliable Proof***

The school district has the authority to determine the type of other reliable proof it will accept to prove a student's identity or age when a certified copy of the student's birth certificate is not produced. Besides a birth certificate, local boards of education may accept a baptismal certificate indicating date and place of birth, court records, county, military, or immigration records, doctor or hospital records with a sworn statement, certain family records, life insurance policy, or, if none of these is provided, a sworn statement from a parent or guardian which must be notarized.

### ***Social Security Number***

It is unlawful for any federal, state, or local government agency to deny any individual any right, benefit, or privilege provided by law because of such individual's refusal to disclose his social security account number. A school district cannot mandate that parents disclose the social security number of their children.

Further information regarding the disclosure of social security numbers is available under the *Family Education Rights and Privacy Act of 1974 (FERPA)* [20 USC §1232g et seq.]

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